

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

EQUIPMENT CORPORATION OF  
AMERICA,

Plaintiff,

Civil Action No. 2:23-cv-01943-NR

v.

MONCON, INC. and  
ASPEN AMERICAN INSURANCE  
COMPANY,

Defendants.

**AFFIDAVIT OF SERVICE**

BEFORE ME, the undersigned authority, personally appeared Samuel A. Hornak, Esquire, who according to law deposes and says that, as further detailed by the Proof of Service attached hereto as "Exhibit 1," a copy of the Summons in a Civil Action (Dkt. No. 9), as well as the documents filed at docket number 1 in the above-captioned action (which includes the pending Complaint in Civil Action), the Plaintiff served original process upon the Defendant, Moncon, Inc. on March 13, 2024, by personal service, pursuant to Fed. R. Civ. P. 4(h)(1)(a) & (b), Fed. R. Civ. P. 4(e)(1) and 4(e)(2)(C), and Pa. R. Civ. P. 404(1). By way of further detail, this service was made by (and the accompanying Proof of service was procured and provided to Plaintiff by) Undisputed Legal Inc.

This service of process upon Moncon, Inc. is supplemental to, and without prejudice to the validity of, the prior service made upon Moncon, Inc., as documented in Dkt. No. 10.

Further affiant sayeth naught.

By: \_\_\_\_\_

Samuel A. Hornak, Esquire

Subscribed and sworn to me  
this 5<sup>th</sup> day of April, 2024

*Antoinette Lamonde*

Commonwealth of Pennsylvania - Notary Seal  
Antoinette Lamonde, Notary Public  
Allegheny County  
My commission expires January 25, 2025  
Commission number 1091609  
Member, Pennsylvania Association of Notaries

Respectfully submitted,

CLARK HILL PLC

Dated: April 5, 2024

/s/ Samuel A. Hornak

Danny P. Cerrone Jr.

Pa. I.D. No. 201091

Samuel A. Hornak, Esquire

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*Attorneys for Plaintiff,*

*Equipment Corporation of America*

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true and correct copy of the foregoing **Affidavit of Service** was served this 5<sup>th</sup> day of April, 2024 upon the following as indicated:

**VIA FIRST CLASS MAIL**

Moncon, Inc.  
1460 Sheridan Boulevard  
Bronx, NY 10459

Moncon, Inc.  
13 Fullerton Avenue  
Yonkers, NY 10704

/s/ Samuel A. Hornak

Danny P. Cerrone Jr.

Pa. I.D. No. 201091

Samuel A. Hornak

Pa. I.D. No. 312360

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